

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Housing Department Allegations of misappropriation and irregularities by the officials of Andhra Pradesh Housing Board, Hyderabad while purchasing the non-teak wood and execution of the scheme during the construction of Housing board Colony across A.P against Sri Surender Bahadur (A-1), aged 70yrs., Superintendent Engineer (Retd), Andhra Pradesh Housing Board, Hyderabad , R/o.H.No.6.2.41, AC Guards, Saifabad, Hyderabad Sanction of Prosecution under the Prevention of Corruption Act, 1988 and Section 21 of Indian Penal Code- Orders – Issued.

Housing (Vig.Cell) Department

G.O.Ms.No. 1

Dated: 06.01.2012
Read the following:

1. Government Memo No.2205/Vig.Cell/2001-14, dated 22.6.2001.
2. From the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Hyderabad, Letter C.No.3816/C-26/Crime Investigation Department/2001, dated 03.06.2011.

ORDER:

Whereas, Sri Surender Bahadur (A-1) (Now Retd.), worked as Superintendent Engineer, Andhra Pradesh Housing Board, Hyderabad from 20.1.1993 to 31.1.1996. As such, he is a public servant within the meaning of clause (c) of Section 2 of the Prevention of Corruption Act, 1988 (Act No. 49 of 1988) and Section 21 of the Indian Penal Code, 1860 (Act 45 of 1860).

2. And whereas, it was reported by the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Hyderabad that during the investigation in Cr.No.78/2001 of Sanathnagar Police Station being investigated by Crime Investigation Department that, Sri Surender Bahadur (A-1), the then Superintendent Engineer (Now Retd), Andhra Pradesh Housing Board, Hyderabad split up the estimates to less than Rs. 5 lakhs so as to keep the power of sanction with himself and awarded contracts to one Sri Jitender D. Patel, proprietor of Jaya Industries, New Bhoiguda, Secunderabad in violation to the well established norms and thus facilitated wrongful gain to the aforesaid private individual for pecuniary benefits.

3. And whereas, it was further reported that a complete go by with impunity was given by Sri Surender Bahadur (A-1) to the implementation of G.O.Ms.No.64 of Environment Forest Science and Technology (For-III) Dept., dt.1.8.1995 of Government of Andhra Pradesh which completely banned the use of timber wood and envisaged an alternative material. Further, Sri Surender Bahadur (A-1) approved the purchase of non-teak wood from certain registered and unregistered private firms owned by Sri Jitender D. Patel on the score that the required sizes of wood are not available in the Government Saw Mill, Rajahmundry besides urgency for making the purchase to meet the requirements of ongoing Housing Schemes.

4. And whereas, the investigation done by Criminal Investigation Department, Andhra Pradesh, Hyderabad had disclosed that there is no record to show that a reference was made to the Government Saw Mill, Rajahmundry to ascertain about availability of the required sizes and quantities of wood and the estimates were split up only to gain mutual pecuniary benefits in pursuance to the conspiracy hatched with Sri Jitender D. Patel along with his supporting staff.

5. And whereas, the aforesaid acts of said Sri Surender Bahadur (A-1), Superintendent Engineer (Retd), Andhra Pradesh Housing Board Hyderabad constitute offences punishable under Sections 120-B, 409, 468 and 420 of the Indian Penal Code, 1860 and clauses (c) & (d) of subsection (1) of Section 13 read with subsection (2) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988).

6. And whereas, the Government of Andhra Pradesh being the Competent Authority to remove the said Sri Surender Bahadur (A-1), from service after careful examination of documentary and oral evidence and the report of Additional Director General of Police, Crime Investigation Department,

Contd...

Andhra Pradesh., Hyderabad and other material placed, satisfied in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Surender Bahadur (A-1), should be prosecuted in a Court of Law for the afore said offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and Section 197 of the Criminal Procedure Code, 1973, the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Surender Bahadur (A-1), Superintendent Engineer (Retd), Andhra Pradesh Housing Board, Hyderabad for the said offence punishable under Sections 120-B, 409, 468 and 420 of the Indian Penal Code and clauses (c) & (d) of sub-section (1) of Section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offence or offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR. MANMOHAN SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Additional Director General of Police,
Crime Investigation Department,
Andhra Pradesh, Hyderabad.
Copy to:
Law (B) Department,
SF / SC

// FORWARDED :: BY ORDER //

SECTION OFFICER